

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Dwight A. Johnson,
Petitioner,

v.

Case No. 2:09-cv-369

Lebanon Correctional Institution,
Respondent.

Judge Michael H. Watson
Magistrate Judge Kemp

OPINION AND ORDER

On May 10, 2010, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant petition for a writ of habeas corpus pursuant to 28 U.S.C. §2254 be dismissed as barred by the one-year statute of limitations under 28 U.S.C. §2244(d). Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

IT IS SO ORDERED.


Michael H. Watson
Michael H. Watson, Judge
United States District Court